

FINANCE DEPARTMENT Purchasing and Contracts Division

CONFIRMATION FORM for RECEIPT OF RFP NO. 602129-10

If you are interested in this invitation, immediately upon receipt please fax this confirmation form to the fax number provided at the bottom of this page.

Failure to do so means you are not interested in the project and do not want any associated addenda mailed to you.

SUPPLIER ACKNOWLEDGES RECEIVING THE FOLLOWING BID DOCUMENT:

PROJECT NO. RFP NO. 602129-10 BID PAGES: 11

DESCRIPTION: PRESCRIPTION DRUG DISCOUNT CARD PROGRAM

SUPPLIER MUST COMPLETE THE FOLLOWING INFORMATION:

Company Name:
Company Address:
City / State / Zip:
Name / Title:
Area Code/Phone Number:
Area Code/Fax Number:
Email Address:

FAX THIS CONFIRMATION FORM TO: (702) 386-4914
TYPE or PRINT CLEARLY



Department of Finance Purchasing and Contracts

500 S Grand Central Pky 4th FI • Box 551217 • Las Vegas NV 89155-1217 (702) 455-2897 • Fax (702) 386-4914

George W. Stevens, Chief Financial Officer • Yolanda T. King, Director of Budget & Financial Planning Yolanda C. Jones, C.P.M., CPPO, Purchasing Manager

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CLARK COUNTY, NEVADA

REQUEST FOR PROPOSAL

RFP NO. 602129-10 PRESCRIPTION DRUG DISCOUNT CARD PROGRAM

The RFP package is available as follows:

- Internet Visit the Clark County Purchasing and Contracts Division website at http://www.accessclarkcounty.com/Purchasing. Click on "Current Contracting Opportunities" and locate Document No. 602129-10 in the list of current solicitations.
- Mail Please fax a request to (702) 386-4914 specifying project number and description. Be sure to include company address, phone and fax numbers.
- Pick up Clark County Government Center, 500 South Grand Central Parkway, Purchasing and Contracts Division, Fourth Floor, Las Vegas, NV 89106.

The deadline for the submission of questions is December 13, 2010. Written answers or any amendments to the RFP will be by way of an addendum. In addition, any and all addendum will be made available at the Clark County Website at www.accessclarkcounty.com/purchasing

Proposals will be accepted at the Clark County Government Center address specified above, on or before **DECEMBER 29, 2010** at **3:00:00 p.m.**, based on the time clock at the Clark County Purchasing and Contracts front desk.

PLEASE PUBLISH THE INFORMATION PROVIDED ABOVE THE LINE.

PUBLISHED: Las Vegas Review Journal NOVEMBER 29, 2010

GENERAL CONDITIONS

RFP NO. 602129-10 PRESCRIPTION DRUG DISCOUNT CARD PROGRAM

1. TERMS

The term "COUNTY," as used throughout this document will mean the County of Clark, Las Vegas, Nevada. The term "BCC" as used throughout this document will mean the Board of County Commissioners which is the Governing Body of Clark County. The term "CHIEF FINANCIAL OFFICER" as used throughout this document will mean the Clark County Chief Financial Officer or his designee responsible for the Purchasing and Contracts Division. The term "PROPOSER" as used throughout this document will mean the respondents to this Request for Proposal. The term "RFP" as used throughout this document will mean Request for Proposal.

2. INTENT

The COUNTY is soliciting proposals to select a PROPOSER'S prescription drug discount card program; and it is COUNTY'S intent to endorse the selected PROPOSER'S program for Clark County, Nevada.

3. SCOPE OF PROJECT

Introduction

The growing cost of medical and health care is one of our nation's most pressing social, medical and economic challenges. Millions of Americans struggle to afford the medications they need, frequently forgoing them due to price. While the focus is often on senior citizens, the high cost of prescription drugs is a daunting challenge for Americans of all ages, particularly those who are uninsured.

COUNTY is interested in endorsing a prescription drug discount card program for Clark County, Nevada residents. Clark County has a population of approximately 2,000,000. There should be no cost to COUNTY to participate, including no requirement to pay the selected PROPOSER for services.

COUNTY has an existing agreement in place for a prescription drug discount card. It is the intent of the COUNTY to terminate the agreement for prescription drug discount card prior to the completion of a new contract as a result of this RFP.

See below, General Conditions, Item 8 - Evaluation Information, for additional information the COUNTY is requesting in the PROPSER'S submittal.

4. DESIGNATED CONTACTS

The COUNTY's representative will be John W. Hill, Purchasing Analyst II, Clark County Finance Department, Purchasing and Contracts Division, telephone number (702) 455-4476 or via email: jwhill@co.clark.nv.us All questions regarding the selection process or scope of work for this RFP may be directed to John W. Hill.

CONTACT WITH COUNTY DURING RFP PROCESS

Communication between a PROPOSER and a member of the BCC or between a PROPOSER and a non-designated COUNTY contact regarding the selection of a proponent or award of this contract is prohibited from the time the RFP is advertised until the item is posted on an agenda for award of the contract. Questions pertaining to this RFP shall be addressed to the designated contact(s) specified in the RFP document. Failure of a PROPOSER, or any of its representatives, to comply with this paragraph may result in their proposal being rejected.

6. TENTATIVE DATES AND SCHEDULE

Estimated Award & Approval of the Final Contract: May 2011.

7. METHOD OF EVALUATION AND AWARD

Since the service requested in this RFP is considered to be a professional service, award will be in accordance with the provisions of the Nevada Revised Statutes, Chapter 332, Purchasing: Local Governments, Section 332.115.

The proposals may be reviewed individually by staff members through an ad hoc committee to assist the PURCHASING MANAGER OR HER DESIGNEE. The finalists may be requested to provide the COUNTY a presentation and/or an oral interview. The ad hoc staff committee may review the RFP's as well as any requested presentations and/or oral interviews to gather information that will assist in making the recommendation. The COUNTY reserves the right to award the contract based on objective and/or subjective evaluation criteria. This contract will be awarded on the basis of which proposal the COUNTY deems best suited to fulfill the requirements of the RFP. The COUNTY also reserves the right not to make an award if it is deemed that no single proposal fully meets the requirement of this RFP.

The fees for the professional services will be negotiated with the PROPOSER(S) selected.

8. **EVALUATION INFORMATION**

The first page of the Proposal shall contain a statement that declares all information provided therein does not include any Confidential, Proprietary and/or Private information as identified in Sections 15 and 16 of this Request for Proposal. It must also identify that the statement supersedes and nullifies any page in the Proposal that may be marked as Confidential, Proprietary and/or Private and acknowledge that the Proposal will become Public Information upon award. The statement must be signed by the Proposer's Authorized Representative. Failure to provide such declaration may be deemed as grounds for return of the unread proposal and not be considered for award

Include cover letter specifying Business name, Contact name, address, phone number, fax number, email address, etc.

Proposals should contain the following information:

A. Description of Information Requested

- 1. Describe the components of your discount card program, consumer eligibility, method for obtaining discount cards, and card use parameters.
- 2. How would the program be marketed and the cards distributed, absent staffing and financial resources provided by Clark County?
- Identify the number of participating pharmacies currently under contract in your network, and names of participating pharmacies in Clark County.
- 4. What is the methodology used for calculating discounts?
- 5. What fees would you expect to receive from consumers, e.g. Transaction fees?
- 6. What fees would you expect to receive from participating pharmacies?
- 7. What is the proposed time frame for implementation?
- 8. Describe your customer service program and hours of availability to consumers.
- Provide a comprehensive list of reports that the County will receive regarding the program. Indicate the relevance of your reporting system.
- 10. Provide a minimum of five (5) references from counties currently using your services.
- 11. Please provide a profile of your company (an overview of your organization and your relationship to any parent organization; organization chart; business and market experience; and financial backing).
- 12. What do you consider your company's greatest competitive distinction, compared to other drug discount card vendors?
- 13. Indicate PROPOSER'S discounts for the prescription drugs listed in the table:

DRUG DISCOUNT TABLE:

DRUG NAME	Discount off List Price (%)	DRUG NAME	Discount off List Price (%)
Lipitor		Tricor	
Nexium		Concerta	
Plavix		Januvia	
Advair Diskus		Vytorin	
Seroquel		Adderall XR	
Abilify		Lovenox	
Singulair		Atripla	
Oxycontin		Zetia	
Actos		Aciphex	
Prevacid		Ambien CR	
Cymbalta		Viagra	
Effexor XR		Topamax	

Lexapro	Lidoderm	
Crestor	ProAir HFA	
Zyprexa	NovoLog	
Valtrex	Suboxone	
Flomax	Nasonex	
Lantus	Provigil	
Lyrica	Geodon Oral	
Celebrex	Truvada	
Levaquin	Lunesta	
Aricept	Humalog	
Spiriva	Niaspan	
Diovan	Detrol LA	
Diovan HCT	Yaz	

B. Staff Qualifications and Availability

Provide information concerning the educational background, experience and professional resumes of those persons who would actually perform work on the project. Identify if those persons presently reside in Clark County, Nevada or elsewhere. Indicate the present workload of the project staff to demonstrate their ability to devote sufficient time to meet the proposed schedule.

PROPOSER(S) need not indicate the actual names of employees when submitting resumes subject to the requirements of the RFP. Fictitious names or numbers may be used (e.g. employee #1). However, if selected as a finalist, PROPOSER(S) must disclose actual employee names matching the resumes submitted to COUNTY, upon verbal request, to be used in performing background verifications. The successful PROPOSER(S) shall not change proposed project personnel for which a resume is submitted without COUNTY approval.

C. Documentation Samples

Provide samples of the discount card that will be used to complete the project.

D. Project Fee

There should be no cost to COUNTY to participate, including no requirement to pay the selected PROPOSER for services.

E. Work Completed Locally

Estimate of the percentage and the kinds of work to be accomplished by the PROPOSER with staff presently residing in Clark County, Nevada.

F. Affiliations

If the project is to be accomplished through an affiliation or joint venture of several firms, the names and address of those firms, shall be furnished for each.

G. Local Familiarity

Provide a statement as to local resources that would be utilized and the degree of the PROPOSER's knowledge and familiarity with the local community's needs and goals.

H. Business License

The PROPOSER's ability to provide the required business license.

Clark County Business License / Registration

Prior to award of this RFP, other than for the supply of goods being shipped directly to a Clark County facility, the successful PROPOSER will be required to obtain a Clark County business license or register annually as a limited vendor business with the Clark County Business License Department.

A. Clark County Business License is Required if:

- 1. A business is physically located in unincorporated Clark County, Nevada.
- The work to be performed is located in unincorporated Clark County, Nevada.

B. Register as a Limited Vendor Business Registration

- 1. A business is physically located outside of unincorporated Clark County, Nevada
- 2. A business is physically located outside the state of Nevada.

The Clark County Department of Business License can answer any questions concerning determination of which requirement is applicable to your firm. It is located at the Clark County Government Center, 500 South Grand Central Parkway, 3rd Floor, Las Vegas, NV or you can reach them via telephone at (702) 455-4253 or toll free at (800) 328-4813.

You may also obtain information on line regarding Clark County Business Licenses by visiting the website at www.accessclarkcounty.com, select "Online Services", then select "Business License Inquire" or by the browser search

http://sandgate.co.clark.nv.us/businessLicense/businessSearch/blindex.asp.

I. Disclosure of Ownership/Principals

PROPOSER must complete and submit the attached Disclosure of Ownership/Principals form with its proposers.

J. Other

Other factors the PROPOSER determines appropriate which would indicate to the COUNTY that the PROPOSER has the necessary capability, competence, and performance record to accomplish the project in a timely and cost-effective manner.

9. <u>SUBMITTAL REQUIREMENTS</u>

The proposal submitted should not exceed <u>25</u> pages. Other attachments may be included with no guarantee of review.

All proposals shall be on 8-1/2" x 11" paper bound with tabbed dividers labeled by section to correspond with the evaluation information requested.

The PROPOSER shall submit 1 clearly labeled original and 5 copies of their proposal. The name of the PROPOSER's firm shall be indicated on the spine and/or cover of each binder.

All proposals must be submitted in a sealed envelope plainly marked with the name and address of the PROPOSER and the RFP number and title. No responsibility will attach to the COUNTY or any official or employee thereof, for the preopening of, post-opening of, or the failure to open a proposal not properly addressed and identified. Proposals are time-stamped upon receipt. Proposals time-stamped after 3:00:00 p.m. based on the time clock at the Clark County Purchasing and Contracts front desk will be recorded as late, remain unopened and be formally rejected. **FAXED BIDS ARE NOT ALLOWED AND WILL NOT BE CONSIDERED.**

The following are detailed delivery/mailing instructions for proposals:

Hand Delivery

Clark County Government Center Purchasing and Contracts Division 500 South Grand Central Parkway, 4th FI Las Vegas, Nevada 89106 U.S. Mail Delivery

Clark County Government Center Attn: Purchasing and Contracts, 4th FI 500 South Grand Central Parkway P.O. Box 551217

Las Vegas, Nevada 89155-1217

Express Delivery

Clark County Government Center Attn: Purchasing and Contracts, 4th FI 500 South Grand Central Parkway Las Vegas, Nevada 89106

Regardless of the method used for delivery, PROPOSER(S) shall be wholly responsible for the timely delivery of submitted proposals.

10. WITHDRAWAL OF PROPOSAL

PROPOSER(S) may request withdrawal of a posted, sealed proposal prior to the scheduled proposal opening time provided the request for withdrawal is submitted to the Purchasing Analyst in writing or a proposal release form has been properly filled out and submitted to the Purchasing and Contracts Division reception desk. Proposals must be resubmitted and time-stamped in accordance with the RFP document in order to be accepted.

No proposal may be withdrawn for a period of 90 calendar days after the date of proposal opening. All proposals received are considered firm offers during this period. The PROPOSER's offer will expire after 90 calendar days.

If a PROPOSER intended for award withdraws their proposal, that PROPOSER may be deemed non-responsible if responding to future solicitations.

11. REJECTION OF PROPOSAL

COUNTY reserves the right to reject any and all proposals received by reason of this request.

12. PROPOSAL COSTS

There shall be no obligation for the COUNTY to compensate PROPOSER(S) for any costs of responding to this RFP.

13. ALTERNATE PROPOSALS

Alternate proposals are defined as those that do not meet the requirements of this RFP. Alternate proposals will not be considered.

ADDENDA AND INTERPRETATIONS

If it becomes necessary to revise any part of the RFP, a written addendum will be provided to all PROPOSER(S) in written form from the Purchasing Analyst. COUNTY is not bound by any specifications by COUNTY's employees, unless such clarification or change is provided to PROPOSER(S) in written addendum form from the Purchasing Analyst.

15. PUBLIC RECORDS

The COUNTY is a public agency as defined by state law, and as such, it is subject to the Nevada Public Records Law (Chapter 239 of the Nevada Revised Statutes). Under that law, all of the COUNTY's records are public records (unless otherwise declared by law to be confidential) and are subject to inspection and copying by any person. However, in accordance with NRS 332.061(2), a proposal that requires negotiation or evaluation by the COUNTY may not be disclosed until the proposal is recommended for award of a contract. PROPOSER(S) are advised that once a proposal is received by the COUNTY, its contents will become a public record and nothing contained in the proposal will be deemed to be confidential except proprietary information. PROPOSER(S) shall not include any information in their proposal that is proprietary in nature or that they would not want to be released to the public. Proposals must contain sufficient information to be evaluated and a contract written without reference to any proprietary information.

If a PROPOSER feels that they cannot submit their proposal without including proprietary information, they must adhere to the following procedure or their proposal may be deemed unresponsive and will not be recommended to the BCC for selection:

PROPOSER(S) must submit such information in a separate, sealed envelope labeled "Proprietary Information" with the RFP number. The envelope must contain a letter from the PROPOSER's legal counsel describing the documents in the envelope, representing in good faith that the information in each document meets the narrow definitions of proprietary information set forth in NRS 332.025, 332.061 and NRS Chapter 600A, and briefly stating the reasons that each document meets the said definitions.

Upon receipt of a proposal accompanied by such a separate, sealed envelope, the COUNTY will open the envelope to determine whether the procedure described above has been followed.

Any information submitted pursuant to the above procedure will be used by the COUNTY only for the purposes of evaluating proposals and conducting negotiations and might never be used at all.

If a lawsuit or other court action is initiated to obtain proprietary information, a PROPOSER(S) who submit the proprietary information according to the above procedure must have legal counsel intervene in the court action and defend the secrecy of the information. Failure to do so shall be deemed PROPOSER's consent to the disclosure of the information by the COUNTY, PROPOSER's waiver of claims for wrongful disclosure by COUNTY, and PROPOSER's covenant not to sue COUNTY for such a disclosure.

PROPOSER(S) also agrees to fully indemnify the COUNTY if the COUNTY is assessed any fine, judgment, court cost or attorney's fees as a result of a challenge to the designation of information as proprietary.

16. PROPOSALS ARE NOT TO CONTAIN CONFIDENTIAL / PROPRIETARY INFORMATION

Proposals must contain sufficient information to be evaluated and a contract written without reference to any confidential or proprietary information. PROPOSER(S) shall not include any information in their proposal that they would not want to be released to the public. Any proposal submitted that is marked "Confidential" or "Proprietary," or that contains materials so marked, will be returned to the PROPOSER and will not be considered for award.

17. COLLUSION AND ADVANCE DISCLOSURES

Pursuant to 332.165 evidence of agreement or collusion among PROPOSER(S) and prospective PROPOSER(S) acting to illegally restrain freedom of competition by agreement to bid a fixed price, or otherwise, shall render the offers of such PROPOSER(S) void.

Advance disclosures of any information to any particular PROPOSER(S) which gives that particular PROPOSER any advantage over any other interested PROPOSER(S), in advance of the opening of proposals, whether in response to advertising or an informal request for proposals, made or permitted by a member of the governing body or an employee or representative thereof, shall operate to void all proposals received in response to that particular request for proposals.

18. CONTRACT

PROPOSER shall submit a sample Contract. Contract will not count towards the 25 page maximum.

INSTRUCTIONS FOR COMPLETING THE DISCLOSURE OF OWNERSHIP/PRINCIPALS FORM

Purpose of the Form

The purpose of the Disclosure of Ownership/Principals Form is to gather ownership information pertaining to the business entity for use by the Board of County Commissioners ("BCC") in determining whether members of the BCC should exclude themselves from voting on agenda items where they have, or may be perceived as having a conflict of interest, and to determine compliance with Nevada Revised Statute 281A.430, contracts in which a public officer or employee has interest is prohibited.

General Instructions

Completion and submission of this Form is a condition of approval or renewal of a contract or lease and/or release of monetary funding between the disclosing entity and the appropriate Clark County government entity. Failure to submit the requested information may result in a refusal by the BCC to enter into an agreement/contract and/or release monetary funding to such disclosing entity.

Detailed Instructions

All sections of the Disclosure of Ownership form must be completed.

Type of Business – Indicate if the entity is an Individual, Partnership, Limited Liability Corporation, Corporation, Trust, Non-profit, or Other. When selecting 'Other', provide a description of the legal entity.

Business Designation Group – Indicate if the entity is a Minority Owned Business Enterprise (MBE), Women Owned Business Enterprise (WBE), Small Business Enterprise (SBE), Physically-Challenged Business Enterprise (PBE), Large Business Enterprise (LBE) or Nevada Business Enterprise (NBE).

Minority Owned Business Enterprise (MBE):

An independent and continuing business for profit which performs a commercially useful function and is at least 51% owned and controlled by one or more minority persons of Black American, Hispanic American, Asian-Pacific American or Native American ethnicity.

Women Owned Business Enterprise (WBE):

An independent and continuing business for profit which performs a commercially useful function and is at least 51% owned and controlled by one or more women

Physically-Challenged Business Enterprise (PBE):

An independent and continuing business for profit which performs a commercially useful function and is at least 51% owned and controlled by one or more disabled individuals pursuant to the federal Americans with Disabilities Act.

Small Business Enterprise (SBE):

An independent and continuing business for profit which performs a commercially useful function, is not owned and controlled by individuals designated as minority, women, or physically-challenged, and where gross annual sales does not exceed \$2,000,000.

Nevada Business Enterprise (NBE):

Any business headquartered in the State of Nevada and is owned or controlled by individuals that are not designated as socially or economically disadvantaged. Large Business Enterprise (LBE):

An independent and continuing business for profit which performs a commercially useful function and is not located in Nevada.

Business Name (include d.b.a., if applicable) - Enter the legal name of the business entity and enter the "Doing Business As" (d.b.a.) name, if applicable.

Business Address, Business Telephone, Business Fax, and Email - Enter the street address, telephone and fax numbers, and email of the named business entity.

Local Business Address, Local Business Telephone, Local Business Fax, and Email – If business entity is out-of-state, but has a local office in Nevada, enter the Nevada street address, telephone and fax numbers, and email of the local office.

List of Owners – Include the full name, title and percentage of ownership of each person who has ownership or financial interest in the business entity. If the business is a publicly-traded corporation, list all Corporate Officers and members of the Board of Directors only.

For All Contracts -

- 1) Indicate if any individual members, partners, owners or principals involved in the business entity are a Clark County full-time employee(s), or appointed/elected official(s). If yes, the following paragraph applies.
 - In accordance with NRS 281A.430.1, a public officer or employee shall not bid on or enter into a contract between a government agency and any private business in which he has a significant financial interest, except as provided for in subsections 2, 3, and 4.
- 2) Indicate if any individual members, partners, owners or principals involved in the business entity have a second degree of consanguinity or affinity relation to a Clark County full-time employee(s), or appointed/elected official(s) (reference form on Page 3 for definition). If YES, complete the Disclosure of Relationship Form.

Clark County is comprised of the following government entities: Clark County, University Medical Center of Southern Nevada, Department of Aviation (McCarran Airport), and Clark County Water Reclamation District.

A professional service is defined as a business entity that offers business/financial consulting, legal, physician, architect, engineer or other professional services.

Signature and Print Name - Requires signature of an authorized representative and the date signed.

Disclosure of Relationship Form – If any individual members, partners, owners or principals of the business entity is presently a Clark County employee, public officer or official, or has a second degree of consanguinity or affinity relationship to a Clark County employee, public officer or official, this section must be completed in its entirety. Include the name of business owner/principal, name of Clark County employee(s), public officer or official, relationship to Clark County employee(s), public officer or official, and the Clark County department where the Clark County employee, public officer or official, is employed.

DISCLOSURE OF OWNERSHIP/PRINCIPALS

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DISCLOSURE OF RELATIONSHIP

List any disclosures below:

NAME OF BUSINESS COUNTY/PRINCIPAL	NAME OF COUNTY* EMPLOYEE(S)	RELATIONSHIP TO COUNTY* EMPLOYEE	COUNTY DEPARTMENT

^{*} County employee means Clark County, University Medical Center, Department of Aviation, or Clark County Water Reclamation District.

"To the second degree of consanguinity" applies to the candidate's first and second degree of blood relatives as follows:

- Spouse Registered Domestic Partners Children Parents In-laws (first degree)
- Brothers/Sisters Half-Brothers/Half-Sisters Grandchildren Grandparents In-laws (second degree)

[&]quot;Consanguinity" is a relationship by blood. "Affinity" is a relationship by marriage.